

I.R.C.P. 83.u. Appellate Review.

Idaho Rules of Civil Procedure Rule 83(u). Appellate Review.

The scope of appellate review on an appeal to the district court shall be as follows:

(1) Upon an appeal from the magistrate's division of the district court, not involving a trial de novo, the district court shall review the case on the record and determine the appeal as an appellate court in the same manner and upon the same standards of review as an appeal from the district court to the Supreme Court under the statutes and law of this state, and the appellate rules of the Supreme Court.

(2) Upon an appeal from the magistrates division of the district court involving a trial de novo, the district court shall render a decision in the action as a trial court as though the matter were initially brought in the district court.

(Amended January 8, 1976, effective March 1, 1976; amended April 19, 1995, effective July 1, 1995.)

Source URL: <http://www.isc.idaho.gov/ircp83u>